

**IN THE UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

PHOENIX LIGHT SF LIMITED, et al.,  Plaintiffs,  v.  HSBC BANK USA, NATIONAL ASSOCIATION,  Defendant.	<b>Civil Action No. 14-CV-10101-SAS</b>
NATIONAL CREDIT UNION ADMINISTRATION BOARD  Plaintiffs,  v.  HSBC BANK USA, NATIONAL ASSOCIATION,  Defendant.	<b>Civil Action No. 15-CV-02144-SAS</b>
COMMERZBANK AG,  Plaintiff,  v.  HSBC BANK USA, N.A.,  Defendant.	<b>Civil Action No. 15-CV-10032-SAS</b>
TRIAXX PRIME CDO 2006-1, LTD. et al,  Plaintiff,  v.  HSBC BANK USA, N.A.,  Defendant.	<b>Civil Action No. 15-CV-10096-SAS</b>

**JOINT STIPULATION AND [PROPOSED] ORDER REGARDING THE AMENDED SCHEDULING ORDER AND CASE MANAGEMENT PLAN**

WHEREAS, on October 22, 2018 the Court entered an Amended Scheduling Order and Civil Case Management Plan in the above-referenced actions (*Phoenix Light* ECF 343; *NCUA* ECF 362; *Commerzbank* ECF 309; *Triaxx* ECF 267) (hereinafter, the “Order”) setting forth, among other things, certain interim dates and deadlines for the completion of expert discovery by April 7, 2021;

WHEREAS, the parties have met and conferred with respect to the timing and exchange for expert discovery relating to damages and have reached agreement to extend the dates for serving their respective damages expert reports by one week;

WHEREAS, for administrative efficiency the parties also have agreed that all expert reliance materials required to be provided under Federal Rule of Civil Procedure 26 may be served by the party providing the expert report no later than seven (7) days after service of the respective expert report;

WHEREAS, the revised deadlines set forth herein are intended to allow the parties’ damages experts to consider and incorporate the findings of the parties’ non-damages experts;

WHEREAS, nothing herein shall impact the existing schedule as to non-damages experts or as to the completion of all expert discovery under the current Order;

WHEREAS, by entering into this stipulation, the parties reserve all rights and do not waive any ground to challenge any expert (damages or non-damages) or expert report offered by the opposing party;

WHEREAS, the parties, by, between, and among their respective counsel, have stipulated and agreed to the terms set forth herein;

THEREFORE, FOR GOOD CAUSE IT IS ORDERED that:

1. The date for parties to serve expert damages reports contemplated in Section 2(b) of the Order shall be extended from September 9, 2019 to **September 16, 2019**.
2. The date for the parties to disclose a rebuttal damages expert's name contemplated in Section 2(c) of the Order shall be extended from October 9, 2019 to **October 16, 2019**.
3. The date for parties to serve expert rebuttal damages reports contemplated in Section 2(d) of the Order shall be extended from September 7, 2020 to **September 14, 2020**.
4. The date for parties to serve expert reply damages reports contemplated in Section 2(e) of the Order shall be extended from October 7, 2020 to **October 14, 2020**.
5. The date for service of expert reliance materials required to be provided pursuant to Federal Rule of Civil Procedure 26 is extended to September 16, 2019, for reports submitted on September 9, 2019; September 23, 2019, for reports submitted on September 16, 2019; October 16, 2019, for reports submitted on October 9, 2019; September 14, 2020, for reports submitted on September 7, 2020; September 21, 2020, for reports submitted on September 14, 2020; October 14, 2020, for reports submitted on October 7, 2020; and October 21, 2020, for reports submitted on October 14, 2020.
6. All other existing dates and deadlines in the Order, including deadlines for non-damages expert reports and disclosures contemplated in Sections 2(b), 2(c), 2(d), 2(e), and 2(f) and for the completion of all expert discovery by April 7, 2021 shall remain in effect.

Dated: September \_\_, 2019

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